



2FW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

ATTY: DOCKET NO. P04,0050

APPLICANT: Sven-Erik HEDBERG et al CONFIRMATION NO.: 5196
SERIAL NO.: 10/813,776 GROUP ART UNIT: 3862
FILED: March 31, 2004 EXAMINER: J. Rosenzweig
TITLE: "MULTI-CHAMBER PACING SYSTEM"

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

S I R:

The owner, St. Jude Medical AB of 100% interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/761,707 filed on January 21, 2004, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration

12/20/2005 NNGUYEN1 00000025 10813776

01 FC:1814

130.00 OP

-1-

date of the full statutory term as defined in 35 U.S.C. §154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record.

This Terminal Disclaimer is accompanied by a check for the requisite fee under 37 C.F.R. § 1.20(d).

DATE: Dec. 12, 2005 Steven H. Noll
Steven H. Noll

Submitted by,

Steven H. Noll

(Reg. 28,982)

SCHIFF, HARDIN LLP
CUSTOMER NO. 26574
Patent Department
6600 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606
Telephone: 312/258-5790
Attorneys for Applicant.